

DEPARTMENT OF DEFENSE**Department of the Navy****Notice of Intent To Prepare a Joint Environmental Impact Statement/ Environmental Impact Report for the Proposed Disposal and Reuse of the Fleet and Industrial Supply Center Oakland, CA**

SUMMARY: Pursuant to Section 102(2)(c) of the National Environmental Policy Act (NEPA) of 1969 as implemented by the Council on Environmental Quality regulations (40 CFR Parts 1500-1508), the California Environmental Quality Act (CEQA), and Public Law 102-484 Section 2834, as amended by Public Law 104-106 Section 2867, the Department of the Navy, in association with the Port of Oakland, California, announces its intent to prepare a joint Environmental Impact Statement/ Environmental Impact Report (EIS/EIR) for the proposed disposal and reuse of the Fleet and Industrial Supply Center, Oakland (FISCO) property and structures in Oakland, California. The Navy will be the lead agency for NEPA documentation and the Port of Oakland will be the lead agency for CEQA documentation. The Defense Base Closure and Realignment Act (Public Law 101-510) of 1990, as implemented by the base closure process of 1995, directed the Navy to close FISCO.

FISCO is located approximately two miles west of the Oakland central business district, on the eastern shore of San Francisco Bay. FISCO consists of approximately 528 acres and has about 125 structures that support general supply operations, waterfront operations, and administration.

The EIS/EIR will address potential impacts to the environment that may result from the disposal of FISCO property and subsequent reuses. FISCO is within the planning jurisdiction of the Port of Oakland. The Port of Oakland Vision 2000 Program proposes development of an intermodal system of ship, railroad, and truck freight handling facilities to meet the anticipated demand for transportation services in the San Francisco Bay area and northern California, and an intermodal port for national and international commerce. The Vision 2000 Program also includes development of public waterfront access and marine habitat enhancement.

The development of the Port of Oakland Vision 2000 Program is expected to require additional property outside of the FISCO boundary in order to meet the objectives of the Program. This joint EIS/EIR will provide a

program level analysis supporting both the Navy NEPA requirements to describe potential environmental impacts associated with the property disposal at FISCO, and the Port of Oakland CEQA requirement to analyze environmental impacts of implementing the Vision 2000 Program.

The EIS/EIR will evaluate a "No Action" alternative and several reuse alternatives. The "No Action" alternative would result in the federal government indefinitely retaining ownership of FISCO property. Under the "no action" alternative the Navy would continue leasing property to the Port of Oakland under the existing 50 year lease agreement as allowed by Public Law 102-484, and supported by the 1995 base closure decisions. The reuse alternatives are expected to combine the common land use components of a railroad terminal, marine terminals, public waterfront access and marine habitat enhancement. As FISCO is within the Port of Oakland jurisdiction and is designated as a Port Priority use in the April 1996 San Francisco Bay Conservation and Development Commission and the Metropolitan Transportation Commission Seaport Plan Update, alternatives would emphasize port-related activities. Revisions to these alternatives may be developed during the public scoping period. The EIS/EIR will evaluate the potential for environmental impacts to traffic conditions, air quality, biological resources, cultural resources, utilities, and other environmental issues identified through this scoping process.

ADDRESSES: Federal, state and local agencies, and interested individuals are invited to participate in the scoping process to determine the range of issues and reuse alternatives to be addressed. A public scoping meeting to receive oral and written comments will be held on Thursday, June 13, 1996, at 7:00 p.m., at the McClymonds High School auditorium, located at 2607 Myrtle Street (near 26th Street) in Oakland, California. In the interest of available time, each speaker will be asked to limit oral comments to five minutes. In addition, written comments may be submitted by July 1, 1996, to Mr. Gary J. Munekawa, Environmental Planning Branch, Code 185GM, Engineering Field Activity West, Naval Facilities Engineering Command, 900 Commodore Drive, San Bruno, California 94066-5006, telephone (415) 244-3022, fax (415) 244-3737. For further information regarding the Port of Oakland Vision 2000 Program, please contact Ms. Loretta Meyer, Port of Oakland,

Environmental Assessment Section, 530 Water Street, Oakland, California 94604, telephone (510) 272-1181, fax (510) 465-3755. If you need special assistance to participate in this meeting, please contact Mr. Munekawa at least 72 hours prior to the meeting.

Dated May 23, 1996

S.L. Haycock,
LCDR, JAGC, USN, Alternate Federal Register Liaison Officer.

[FR Doc. 96-13460 Filed 5-29-96; 8:45 am]

BILLING CODE 3810-FF-P

DEPARTMENT OF EDUCATION**Notice of Proposed Information Collection Requests**

AGENCY: Department of Education.

ACTION: Proposed collection; comment request.

SUMMARY: The Director, Information Resources Group, invites comments on the proposed information collection requests as required by the Paperwork Reduction Act of 1995.

DATES: Interested persons are invited to submit comments on or before July 29, 1996.

ADDRESSES: Written comments and requests for copies of the proposed information collection requests should be addressed to Patrick J. Sherrill, Department of Education, 600 Independence Avenue, S.W., Room 5624, Regional Office Building 3, Washington, DC 20202-4651.

FOR FURTHER INFORMATION CONTACT:

Patrick J. Sherrill (202) 708-8196.

Individuals who use a telecommunications device for the deaf (TDD) may call the Federal Information Relay Service (FIRS) at 1-800-877-8339 between 8 a.m. and 8 p.m., Eastern time, Monday through Friday.

SUPPLEMENTARY INFORMATION: Section 3506 of the Paperwork Reduction Act of 1995 (44 U.S.C. Chapter 35) requires that the Office of Management and Budget (OMB) provide interested Federal agencies and the public an early opportunity to comment on information collection requests. OMB may amend or waive the requirement for public consultation to the extent that public participation in the approval process would defeat the purpose of the information collection, violate State or Federal law, or substantially interfere with any agency's ability to perform its statutory obligations. The Director of the Information Resources Group publishes this notice containing proposed information collection requests prior to submission of these requests to OMB.

Each proposed information collection, grouped by office, contains the following: (1) Type of review requested, e.g., new, revision, extension, existing or reinstatement; (2) Title; (3) Summary of the collection; (4) Description of the need for, and proposed use of, the information; (5) Respondents and frequency of collection; and (6) Reporting and/or Recordkeeping burden. OMB invites public comment at the address specified above. Copies of the requests are available from Patrick J. Sherrill at the address specified above.

The Department of Education is especially interested in public comment addressing the following issues: (1) is this collection necessary to the proper functions of the Department, (2) will this information be processed and used in a timely manner, (3) is the estimate of burden accurate, (4) how might the Department enhance the quality, utility, and clarity of the information to be collected, and (5) how might the Department minimize the burden of this collection on the respondents, including through the use of information technology.

Dated: May 23, 1996.

Gloria Parker,

Director, Information Resources Group.

Office of Elementary and Secondary Education

Type of Review: New.

Title: Gun-Free Schools Act Report'.

Frequency: Annually.

Affected Public: State, local or Tribal Gov't, SEAs and LEAs.

Reporting and Recordkeeping Hour Burden:

Responses: 57.

Burden Hours: 456.

Abstract: The Gun-Free Schools Act (GFSA) requires each State to provide annual reports to the Secretary concerning implementation of the Act's requirements regarding expulsions from schools resulting from weapons violations. The GFSA requires the Secretary to report to Congress if any State is not in compliance with the GFSA, and requires the Secretary to collect data on the incidence of children with disabilities and violent behaviors.

[FR Doc. 96-13508 Filed 5-29-96; 8:45 am]

BILLING CODE 4000-01-P

DEPARTMENT OF ENERGY

Office of Energy Efficiency and Renewable Energy

[Case No. F-085]

Energy Conservation Program for Consumer Products: Decision and Order Granting a Waiver From the Furnace Test Procedure to Inter-City Products Corporation

AGENCY: Office of Energy Efficiency and Renewable Energy, Department of Energy.

ACTION: Decision and Order.

SUMMARY: Notice is given of the Decision and Order (Case No. F-085) granting a Waiver to Inter-City Products Corporation (Inter-City) from the existing Department of Energy (DOE or Department) test procedure for furnaces. The Department is granting Inter-City's Petition for Waiver regarding blower time delay in calculation of Annual Fuel Utilization Efficiency (AFUE) for its NUGM, NUG9, NCGM, GUK, GUM and GCK series furnaces.

FOR FURTHER INFORMATION CONTACT:

Cyrus H. Nasser, U.S. Department of Energy, Office of Energy Efficiency and Renewable Energy, Mail Station EE-431, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585-0121, (202) 586-9138

Eugene Margolis, Esq., U.S. Department of Energy, Office of General Counsel, Mail Station GC-72, Forrestal Building, 1000 Independence Avenue, SW, Washington, DC 20585-0103, (202) 586-9507

SUPPLEMENTARY INFORMATION: In accordance with 10 CFR 430.27(j), notice is hereby given of the issuance of the Decision and Order as set out below. In the Decision and Order, Inter-City has been granted a Waiver for its NUGM, NUG9, NCGM, GUK, GUM and GCK series furnaces permitting the company to use an alternate test method in determining AFUE.

Issued in Washington, DC, on May 23, 1996.

Christine A. Ervin,

Assistant Secretary, Energy Efficiency and Renewable Energy.

Decision and Order

In the matter of: Inter-City Products Corporation.

[Case No. F-085]

Background

The Energy Conservation Program for Consumer Products (other than automobiles) was established pursuant

to the Energy Policy and Conservation Act, Public Law 94-163, 89 Stat. 917, as amended (EPCA), which requires DOE to prescribe standardized test procedures to measure the energy consumption of certain consumer products, including furnaces. The intent of the test procedures is to provide a comparable measure of energy consumption that will assist consumers in making purchasing decisions. These test procedures appear at 10 CFR Part 430, Subpart B.

The Department amended the prescribed test procedures by adding 10 CFR 430.27 to create a waiver process. 45 FR 64108, September 26, 1980. Thereafter, DOE further amended its appliance test procedure waiver process to allow the Assistant Secretary for Energy Efficiency and Renewable Energy (Assistant Secretary) to grant an Interim Waiver from test procedure requirements to manufacturers that have petitioned DOE for a waiver of such prescribed test procedures. 51 FR 42823, November 26, 1986.

The waiver process allows the Assistant Secretary to waive temporarily test procedures for a particular basic model when a petitioner shows that the basic model contains one or more design characteristics which prevent testing according to the prescribed test procedures or when the prescribed test procedures may evaluate the basic model in a manner so unrepresentative of its true energy consumption as to provide materially inaccurate comparative data. Waivers generally remain in effect until final test procedure amendments become effective, resolving the problem that is the subject of the waiver.

Inter-City filed a "Petition for Waiver," dated January 8, 1996, in accordance with section 430.27 of 10 CFR Part 430. The Department published in the Federal Register on March 19, 1996, Inter-City's Petition and solicited comments, data and information respecting the Petition. 61 FR 11199, March 19, 1996. Inter-City also filed an "Application for Interim Waiver" under section 430.27(b)(2), which DOE granted on March 7, 1996. 61 FR 11199, March 19, 1996.

No comments were received concerning either the "Petition for Waiver" or the "Application for Interim Waiver." The Department consulted with The Federal Trade Commission (FTC) concerning the Inter-City Petition. The FTC did not have any objections to the issuance of the waiver to Inter-City.

Assertions and Determinations

Inter-City's Petition seeks a waiver from the DOE test provisions that